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BEFORE THE ARIZONA CORPORATION

COMMISSIONERS

BOB STUMP - Chairman
GARY PIERCE
BRENDA BURNS
BOB BURNS
SUSAN BITTER SMITH

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AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

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IN THE MATTER OF THE APPLICATION OF
HOPEVILLE WATER COMPANY, INC. D/B/A
ALLENVILLE WATER COMPANY FOR
APPROVAL TO SELL ITS WATER SYSTEM
ASSETS TO THE TOWN OF BUCKEYE AND
TO CANCEL ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY.

DOCKET NO. W-02077A-12-0493

PROCEDURAL ORDER

BY THE COMMISSION:

On December 17, 2012, Hopeville Water Company dba Allenville Water Company ("Hopeville" or "Company") filed with the Arizona Corporation Commission ("Commission") an application for approval of the sale and transfer of its water system assets to the Town of Buckeye ("Town") and to cancel Hopeville's Certificate of Convenience and Necessity ("CC&N") to provide water utility services in the Town of Hopeville.

On January 7, 2013, the Commission's Utilities Division ("Staff") filed a Sufficiency Letter in this docket stating that Hopeville's application had met the sufficiency requirements as outlined in the Arizona Administrative Code ("A.A.C.").

On February 11, 2013, by Procedural Order, the matter was set for hearing to begin on April 16, 2013, and intervention was granted to: Alvin Cobbin; Holly Brown; Sharon K. Caldwell; LaFurn Garland; La Toya Cooper; Maria Estrada; Martha Castro; Georgia L. Land; Albert Williams; Izola Brown; Elanore Guy; Ruby Cooper; Olivia Piper; Jim Brown; Wilbur Brown; Anola Hubbert; Erica Gonzales; Arie Gonzales; Cynthia Bell; Angela Gonzales; Francisco Gonzales; Sergio Munoz; Jennifer Van Acker; and Ellen Berry.

On February 13, 2013, a Motion to Intervene was filed by The Concerned Citizens Group of Hopeville, AZ ("Concerned Citizens") and signed by James Brown, Jr., as representative ("February 13, 2013 Motion").

1 On February 21, 2013, by Procedural Order, a procedural conference was scheduled to
2 discuss who Concerned Citizens intended to represent and whether Concerned Citizens met the
3 requirements set forth in Arizona Supreme Court Rule 31.

4 On March 5, 2013, a procedural conference was held as scheduled. Staff and the Company
5 appeared through counsel. Mr. James Brown, Jr. appeared as a representative of Concerned Citizens.
6 During the procedural conference, Mr. Brown stated that Concerned Citizens is neither a legal entity,
7 nor registered as non-profit organization, but that Concerned Citizens is comprised of customers of
8 the Company who are concerned about the sale of assets to the Town. Mr. Brown was informed that
9 ten of the individuals who signed the February 13, 2013 Motion had been previously granted
10 intervention in this matter.

11 On March 8, 2013, the Commission's Utilities Division ("Staff") filed its Staff Report which
12 recommended approval of the application with conditions.

13 On March 21, 2013, Matilda Lee White filed a Motion to Intervene, stating she is a property
14 owner in Hopeville and a customer of the water company.

15 On March 22, 2013, Hopeville filed an Affidavit of Publication and Mailing, stating that
16 notice of the application and hearing date had been mailed via First Class U.S. Mail to customers of
17 Hopeville and that notice had been published in the *Buckeye Valley News*, a weekly newspaper of
18 general circulation in Buckeye, Arizona, on March 7, 2013.

19 No objections have been filed to the February 13, 2013 Motion or Matilda Lee White's
20 motion for intervention. The February 13, 2013 Motion was signed by seventeen individuals, of
21 which ten had previously been granted intervention in this matter. The February 13, 2013 Motion will
22 be treated as a request for intervention from the remaining seven individuals and intervention should
23 therefore be granted to: Robert Land; Carolyn Land; Frederic Orozco; Cristina Orozco; Oliver
24 Caldwell; Brice Caldwell; and Larry Bell. Further, it is also appropriate to grant the intervention
25 request of Matilda Lee White.

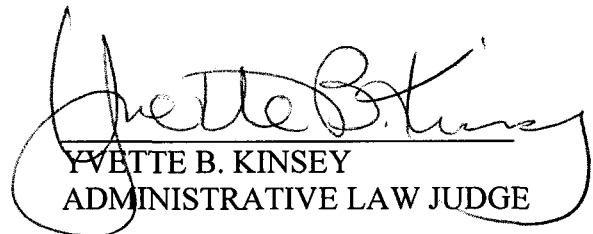
26 IT IS THEREFORE ORDERED that intervention is hereby granted to: Robert Land; Carolyn
27 Land; Frederic Orozco; Cristina Orozco; Oliver Caldwell; Brice Caldwell; Larry Bell; and Matilda
28 Lee White.

IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized Communications) applies to this proceeding as the matter is now set for public hearing and shall remain in effect until the Commission's Decision in this matter is final and non-appealable.

IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules 31 and 38 and A.R.S. §40-243 with respect to the practice of law and admission *pro hac vice*.

IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

DATED this 9th day of April, 2013.


YVETTE B. KINSEY
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed
this 9th day of April, 2013 to:

Abraham Harris III
HOPEVILLE WATER COMPANY
1415 South Palo Verde Road
Phoenix, AZ 85326

Holly Brown
9519 West Miami
Tolleson, AZ 85353

William Lally
RIDENOUR, HIENTON & LEWIS, P.L.L.C.
201 North Central Avenue, Suite 3300
Phoenix, AZ 85004
Attorneys for Hopeville Water Company

Sharon Kay Caldwell
28928 West Pima Street
Buckeye, AZ 85326

Stephen Cleveland, Town Manager
TOWN OF BUCKEYE
530 Monroe Avenue
Buckeye, AZ 85326

LaFurn Garland
28912 West Cocopah Street
Buckeye, AZ 85326
La Toya Cooper
29010 West Cocopah Street
Buckeye, AZ 85326

Scott W. Ruby
GUST ROSENFELD, PLC
One West Washington Street, Suite 1600
Phoenix, AZ 85004
Attorneys for Town of Buckeye

Maria Estrada
1202 South 290th Drive, No. 42
Buckeye, AZ 85326

Alvin Cobbin
7418 West Wood Street
Phoenix, AZ 85043

Martha Castro
28921 West Pima Street
Buckeye, AZ 85326

Georgia L. Land
1203 South 290th Drive, #40
Buckeye, AZ 85326

1 Albert Williams
1215 South 290th Drive, #49
2 Buckeye, AZ 85326

3 Izola Brown
PO Box 1142
4 Buckeye, AZ 85326

5 Elanore Guy
28901 West Pima Street
6 Buckeye, AZ 85326

7 Ruby Cooper
29010 West Cocopah Street
8 Buckeye, AZ 85326

9 Olivia Piper
P.O. Box 1552
10 Buckeye, AZ 85326

11 Jim Brown
2995 North Point Ridge Road
12 Buckeye, AZ 85369

13 Wilbur Brown
4410 North 99th Ave., #2163
14 Phoenix, AZ 85037

15 Anola Hubbert
15735 West Verde Lane
16 Goodyear, AZ 85395

17 Erica Gonzales
28922 West Cocopah Street
18 Buckeye, AZ 85326

19 Arie Gonzales
28922 West Cocopah Street
20 Buckeye, AZ 85326

21 Cynthia Bell
1202 South 289th Drive, #52
22 Buckeye, AZ 85326

23 Angela Gonzales
28913 West Pima Street
24 Buckeye, AZ 85326

Francisco J. Gonzales
28912 West Pima Street
Buckeye, AZ 85326

Sergio Munoz
28926 West Cocopah Street
Buckeye, AZ 85326

Jennifer Van Acker
28907 West Pima Street
Buckeye, AZ 85326

Ellen Berry
203 Jackson Avenue
Buckeye, AZ 85326

Robert and Carolyn Land
22807 W. Ashleigh Marie Dr.
Buckeye, AZ 85326

Federic and Cristina Orozco
28913 W. Cocopah
Buckeye, AZ 85326


Oliver and Brice Caldwell
28925 W. Pima
Buckeye, AZ 85326

Larry Bell
1202 S. 289 Dr., #32
Buckeye, AZ 85326

Matilda Lee White
4906 Fairgreen Lane
Houston, TX 77048

Janice Alward, Chief Counsel
Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

Steven M. Olea, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

By: 
Debbi Person
Assistant to Yvette B. Kinsey